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CPA/1645  
JGPATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Docket No. 100564-08013Date: January 16, 2002Examiner: N. MinnifieldArt Unit: 1645
 #25  
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 TECH CENTER 1600/2900  
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## CONTINUED PROSECUTION APPLICATION TRANSMITTAL UNDER RULE 1.53(d)

Commissioner for Patents  
 Washington, D.C. 20231

Sir:

Transmitted herewith under 37 C.F.R. §1.53(d) is a request for filing a continued prosecution application of prior pending Application No. 09/117,447, filed December 2, 1998.

For (Title): RECOMBINANT EXPRESSION OF S-LAYER PROTEINS  
 By (Inventors): Werner Lubitz; Uwe Sleytr; Beatrix Kuen; Michaela Truppe; Stefan Howorka; Stephanka Resch; Gerhard Schroll; and Margit Sara

1.  Abandon said prior application as of the filing date accorded this application.
2.  The filing fee is calculated below:

CLAIMS REMAINING IN THE APPLICATION AFTER  
 ENTRY OF ANY PRELIMINARY AMENDMENT OR  
 AMENDMENT UNDER 37 C.F.R. §1.116 NOTED BELOW

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	60 - 20	= 30
INDEP CLAIMS	5 - 3	= 02
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

\* If the difference is less than zero, enter "0".

SMALL ENTITY	
RATE	Fee
	\$ 370
x 9 =	\$ 270
x 42 =	\$ 84
+140 =	\$
TOTAL	\$ 724

OTHER THAN A SMALL ENTITY	
OR	RATE
OR	\$ 740
OR	x 18 = \$
OR	x 84 = \$
OR	+280 = \$
OR	TOTAL \$

01/17/2002 CCHAU1 00000159 09117447

01 FC:231	370.00 DP
02 FC:203	270.00 DP
03 FC:202	84.00 DP

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3.  A check in the amount of \$724 to cover the filing fee is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 01-2300.

4.  No fee is attached. Please do not charge our deposit account.

5.  Cancel in this application claims \_\_\_\_\_ of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.

6.  Please enter in the present application the Amendment Under 37 CFR §1.116 with any attachments filed on October 16, 2001 and the Second Amendment Under 37 CFR §1.116 with any attachments filed on January 3, 2002 in said prior application, which was not entered therein.

7.  This application is filed by fewer than all the inventors named in the prior application (37 C.F.R §1.53(d)(4)). Delete the following inventor(s) named in the prior application:  
\_\_\_\_\_  
\_\_\_\_\_

8.  A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.

9.  An Information Disclosure Statement is attached along with Form PTO-1449 and \_\_\_\_\_ references.

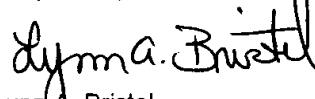
10.  Small entity status:  
 a. A small entity statement is attached.  
 b. A small entity statement was filed in the parent application and such status is still proper and desired.  
 c. Small entity status is no longer claimed.

11.  Other: \_\_\_\_\_

12.  Address all future communications to:

CUSTOMER No. 004372  
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Respectfully submitted,

  
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